

Beaver, WV

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

DYNAMIC ENERGY INC., and M&P SERVICES,
INC., A SINGLE EMPLOYER

and

Case 9-CA-45772

UNITED MINE WORKERS OF AMERICA,
AFL-CIO

JUSTICE HIGHWALL MINING, INC.,

Case 9-CA-46095

and

DYNAMIC ENERGY, INC.,

Case 9-CA-46096

and

UNITED MINE WORKERS OF AMERICA,
AFL-CIO

ORDER

On August 10, 2011, Administrative Law Judge David I. Goldman of the National Labor Relations Board issued his Decision in the above-entitled proceeding and, on the same date, the proceeding was transferred to and continued before the Board in Washington, D.C. The Administrative Law Judge found that the Respondent has engaged in certain unfair labor practices, and recommended that it take specific action to remedy such unfair labor practices.

No statement of exceptions having been filed with the Board, and the time allowed for such filing having expired,

Pursuant to Section 10(c) of the National Labor Relations Act, as amended, and Section 102.48 of the National Labor Relations Board Rules and Regulations, the Board adopts the findings and conclusions of the Administrative Law Judge as contained in his Decision, and orders that the Respondent, Dynamic Energy Inc., and M&P Services, Inc., a Single Employer, its officers, agents,

successors, and assigns, shall take the action set forth in the recommended Order of the Administrative Law Judge.

Dated, Washington, D.C., September 30, 2011.

By direction of the Board:

Henry S. Breiteneicher

Associate Executive Secretary